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ATTORNEY DOCKET No. 21101.0040U2  
PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of )  
 )  
 Kishore *et al.* ) Art Unit: 1651  
 )  
 Application No.: 10/552,568 ) Examiner: Susan M. Hanley  
 )  
 Filing Date: August 2, 2006 ) Confirmation No.: 2536  
 )  
 For: **COMPOSITIONS AND METHODS RELATED** )  
**TO PRODUCTION OF ERYTHROPOIETIN** )

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

BALLARD SPAHR ANDREWS & INGERSOLL, LLP  
Customer Number 23859

January 30, 2009

Sir:

Pursuant to the requirements of 37 C.F.R. § 1.56, submitted herewith on the accompanying Supplemental Information Disclosure Statement List is a listing of documents known to Applicants or Applicants' attorneys. In accordance with 37 C.F.R. § 1.98(a)(2), Applicants did not enclose a copy of any cited U.S. patent or any U.S. patent application publication. But, Applicants have enclosed a copy of any cited foreign patent document or any non-patent publication.

Pursuant to 37 C.F.R. § 1.97(b)(3), Applicants believe that this Supplemental Information Disclosure Statement is timely in that the Office has not yet mailed to Applicants a first Office action on the merits. Therefore, Applicants request that the Examiner consider

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the cited documents and make the same of record in the prosecution of this application (U.S. Serial No. 10/552,568).

Applicants do not believe that a fee is due; however, Applicants hereby authorize the Commissioner to charge to Deposit Account No. 14-0629 any additional fees that may be required, or to credit to the same account any overpayment of fees.

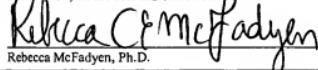
Respectfully submitted,

  
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**CERTIFICATE OF MAILING UNDER 37 C.F.R. § 1.8**

I hereby certify that this correspondence, including any items indicated as attached or included, is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date indicated below.

  
Rebecca McFadyen, Ph.D.

Date  
1-30-09